

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

GENNET, KALLMANN, ANTIN & ROBINSON, P.C.  
45 Broadway  
New York, New York 10006  
(212) 406-1919

-----X  
AMEREX GROUP, INC. and  
AMEREX USA, INC.,

07 cv 3259 (HB)

Plaintiffs,

-against-

LEXINGTON INSURANCE COMPANY and  
WESTCHESTER SURPLUS LINES  
INSURANCE COMPANY,

Defendants.  
-----X

**DEFENDANTS'  
MOTION FOR PARTIAL  
SUMMARY JUDGMENT  
COMPELLING APPRAISAL**

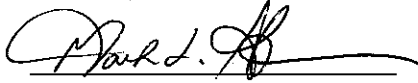
**ORAL ARGUMENT  
REQUESTED**

PLEASE TAKE NOTICE that upon the annexed Brief in Support of Motion, Local Civil Rule 56.1 Statement of Material Facts, Declaration of Mark L. Antin, Esq., the exhibits annexed thereto, and the pleadings heretofore had herein, defendants will move this Court at the U.S. Courthouse, 500 Pearl Street, New York, New York on the 3rd day of August, 2007, and at such time thereafter as the Court may grant for oral argument, for an order: granting defendant partial summary judgment, pursuant to Fed. R. Civ. P. 56(b), compelling enforcement of the appraisal clauses of the insurance policies at issue, which shall resolve the dispute between the parties as to the amount of the plaintiffs' loss, if any, subject to remaining coverage issues.

PLEASE TAKE FURTHER NOTICE, that opposition to the motion is due, pursuant to agreement between the parties, by July 27, 2007.

Dated: New York, New York  
July 6, 2007

Gennet, Kallmann, Antin & Robinson, P.C.  
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